

# Exhibit A

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9 *Attorneys for Plaintiff*

10 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**  
11 **IN AND FOR THE COUNTY OF MARICOPA**

12 SEAN BENNETT, an individual,  
13  
14 Plaintiff,

15 vs.

16 CITY OF PHOENIX, a governmental  
17 entity; AMERICAN AIRLINES, INC., a  
18 foreign corporation; OFFICER JOEL  
19 COTTRELL and JANE DOE COTTRELL,  
20 a married couple; OFFICER BENJAMIN  
21 DENHAM and JANE DOE DENHAM, a  
22 married couple; OFFICER TODD BLANC  
23 and JANE DOE BLANC, a married couple;  
24 OFFICER PERU and JANE DOE PERU, a  
25 married couple; SERGEANT HOGAN and  
26 JANE DOE HOGAN, a married couple;

27 Defendant(s).  
28

Case No.: CV2023-012270

**PLAINTIFF'S COMPLAINT**

CITY CLERK DEPT.

2023 OCT 31 PM 2:17

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2023 OCT 31 AM 3:30

CITY ATTORNEYS OFFICE

20 Through counsel undersigned, for his Complaint against Defendants CITY OF  
21 PHOENIX, AMERICAN AIRLINES, INC., OFFICER JOEL COTTRELL, JANE DOE  
22 COTTRELL, OFFICER BENJAMIN DENHAM, JANE DOE DENHAM, OFFICER  
23 TODD BLANC, JANE DOE BLANC, OFFICER PERU, JANE DOE PERU, SERGEANT  
24 HOGAN, and JANE DOE HOGAN, Plaintiff SEAN BENNETT hereby alleges as follows:  
25  
26  
27  
28

**PARTIES, JURISDICTION, VENUE, AND TIER**

1. Plaintiff Sean Bennett (“Plaintiff” or “Sean”) is a resident of the State of Alaska.

2. Defendant City of Phoenix (“Defendant COP”) is a governmental entity located in Maricopa County, Arizona.

3. Defendant American Airlines, Inc. (“Defendant Airlines”) is a corporation domiciled in the State of Delaware with its principal place of business in the State of Texas. It is licensed to conduct, and regularly does conduct, business in Maricopa County, Arizona.

4. Defendant Officer Joel Cottrell (“Defendant Cottrell”) and Jane Doe Cottrell are, upon information and belief, a married couple residing in Maricopa County, Arizona. All actions and omissions of Defendant Cottrell alleged herein were committed in furtherance of his marital community. At all relevant times Cottrell was operating in his official and individual capacity in Maricopa County, Arizona.

5. Defendant Officer Benjamin Denham (“Defendant Denham”) and Jane Doe Denham are, upon information and belief, a married couple residing in Maricopa County, Arizona. All actions and omissions of Defendant Denham alleged herein were committed in furtherance of his marital community. At all relevant times Denham was operating in his official and individual capacity in Maricopa County, Arizona.

6. Defendant Officer Todd Blanc (“Defendant Blanc”) and Jane Doe Blanc are, upon information and belief, a married couple residing in Maricopa County, Arizona. All actions and omissions of Defendant Blanc alleged herein were committed in furtherance of

1 his marital community. At all relevant times Blanc was operating in his official and  
2 individual capacity in Maricopa County, Arizona.

3  
4 7. Defendant Officer Peru ("Defendant Peru") and Jane Doe Peru are, upon  
5 information and belief, a married couple residing in Maricopa County, Arizona. All actions  
6 and omissions of Defendant Peru alleged herein were committed in furtherance of his  
7 marital community. At all relevant times Peru was operating in his official and individual  
8 capacity in Maricopa County, Arizona.

9  
10 8. Defendant Sergeant Hogan ("Defendant Hogan") and Jane Doe Hogan are,  
11 upon information and belief, a married couple residing in Maricopa County, Arizona. All  
12 actions and omissions of Defendant Hogan alleged herein were committed in furtherance  
13 of his marital community. At all relevant times Hogan was operating in his official and  
14 individual capacity in Maricopa County, Arizona.

15  
16 9. Jurisdiction is appropriate pursuant to the Arizona Constitution and because  
17 the amount in controversy is above the minimum jurisdictional limit for this Court.

18  
19 10. Venue is appropriate pursuant to A.R.S. § 12-401, because the conduct of  
20 Defendants which caused Plaintiff's damages occurred in Maricopa County, and because  
21 certain Defendants reside or may be found in Maricopa County.

22  
23 11. Pursuant to Article 6, Section 14 of the Arizona Constitution, this court has  
24 original subject matter jurisdiction in this Complaint because the claims relate to causes of  
25 action, the underlying acts and/or omissions for which, at all times relevant, have caused  
26 the events alleged herein to occur with primary effect in Maricopa County, Arizona.

13. This action qualifies for Tier 3 discovery pursuant to Ariz. R. Civ. P. 26.2.

14. Sean is a decorated combat veteran of the United States Armed Services who has been awarded the Silver Star for his heroics.

16. Sean took a flight from Knoxville, TN to Chicago, IL in a first-class seat. He then took the second leg of his trip from Chicago to Phoenix, AZ – again in a first-class seat.

17. Sean then boarded his flight in Phoenix, AZ – Defendant Airlines Flight 2391 – set to fly to Anchorage, AK. This time, no first-class seats were available, and he took his assigned seat in row 27, seat C.

18. Sean settled in, and before the door closed a female in a dress with no identification pointed at Sean and told him he needed to move to a seat across the aisle.

19. The purported reason Sean needed to move was to make room for another flight attendant who was “jump-seating” to the Anchorage terminal

1           20. Sean began taking his headphones off because he could not hear the person's  
2 voice. This was during mandatory mask wearing, so coupled with his headphones, Sean  
3 had no idea what she was talking about. While taking off his headphones, the person  
4 stormed off.  
5

6           21. Sean began retrieving his ticket to ensure he had not accidentally sat in the  
7 wrong seat.  
8

9           22. While he was digging in his bag for his ticket, a woman wearing a Defendant  
10 Airlines outfit came up to Sean screaming that he needed to leave the plane immediately.

11           23. Sean, not understanding what was happening, complied. He grabbed his bag,  
12 began putting on his shoes, and another veteran he had met at the gate provided assistance  
13 to Sean.  
14

15           24. The flight attendant began screaming that if Sean did not get off the plane,  
16 that they would deboard the plane. The veteran who provided assistance to Sean helped  
17 him navigate off the plane, because the flight attendant who was screaming at Sean would  
18 not move from the aisle.  
19

20           25. Sean needed to move past the flight attendant, but did not want to touch her  
21 or bump into her in the small space. The veteran and Sean navigated around the emergency  
22 exit seats to get around the flight attendant. Sean never touched or bumped into anyone or  
23 anything.  
24

25           26. Sean left the plane on his own free will and hugged the veteran soldier as he  
26 left.  
27  
28

1           27. All the while, a Defendant Airlines employee onboard the flight called  
2 Defendant COP police dispatch and reported that Sean was physically fighting with the  
3 crew and that they had a police emergency.  
4

5           28. Sean never became physical with anybody. In fact, Sean followed all flight  
6 crew commands without incident.  
7

8           29. At this point, the Defendant COP Police Department was inbound responding  
9 to the frantic call from the Defendant Airlines Aviation Dispatcher claiming that a fight  
10 was currently underway within the aircraft and that the police needed to “step it up” in  
11 order to respond to the disturbance hastily. Defendant COP police have told Sean that  
12 Defendant Airlines’ requests were unfounded.  
13

14           30. In the jetway, Sean called his wife.  
15

16           31. She rightfully had believed he was already in the air, but Sean began to  
17 explain the situation to her.  
18

19           32. He asked her for help to get a new ticket with Alaska Airlines to get to  
20 Anchorage.  
21

22           33. Sean walked into the terminal, looked at the desk clerk without saying  
23 anything and then walked to the overhead screens looking for a flight solution.  
24

25           34. Sean leaned against a wall while on the phone and reviewing the flight  
26 information.  
27

28           35. At that moment, he saw five (5) Defendant City of Phoenix police officers  
coming into his line of sight – Defendant Cottrell, Defendant Denham, Defendant Blanc,  
Defendant Peru, and Defendant Hogan (collectively, the “Officer Defendants”).

1           36. Sean peacefully raised his arms to wave at the Officer Defendants and let  
2 them know that he might be who they were looking for.

3           37. Sean was then tackled and bear hugged by the Officer Defendants.

4           38. One Officer hit him at a high rate of speed and fell on top of him to the  
5 ground.

6           39. Sean did not resist.

7           40. The other four (4) officers spread his legs and arms and handcuffed him.

8           41. They then dragged him down a flight of stairs and threw him into a police  
9 car.

10           42. He was bleeding and in excruciating pain.

11           43. He later found that his rotator cuff had been torn and he had sustained  
12 bruising and swelling in other areas, such as his leg and knee.

13           44. Again, at no time did Sean resist the Officer Defendants.

14           45. Five (5) minutes later the officers pulled him out of the car and chained him  
15 to the floor of an airport jail cell, where he was told to "shut the fuck up."

16           46. Approximately ten (10) minutes passed when a captain walked in with a  
17 young female.

18           47. They asked Sean for his wife's phone number.

19           48. Sean's wife and the captain worked on getting Sean a flight immediately.

20           49. However, it had rained tremendously in Phoenix and flights were delayed or  
21 canceled until the next day.



1           50. After allowing the investigation to proceed, the Officer Defendants realized  
2 that at no time was there any physical altercation between Sean and the flight staff.

3           51. Defendant Airlines staff falsified a police report in order to maliciously cause  
4 bodily harm to Sean.

5           52. Sean was detained and released.

6           53. The officer who had initially body-slammed Sean was apologetic and even  
7 gave him a ride to a motel for the evening.  
8

9           54. Sean had to inform his friends and business associates that he would not be  
10 in Alaska as planned.

11           55. Upon information and belief, Defendant Airlines added, or caused Sean to  
12 be added, to the “no fly list.”  
13

14           56. Sean has now been stuck in Alaska away from the contiguous United States  
15 with no way to travel home to see his family and children.  
16

17           57. Sean was not vaccinated, so he could not legally enter Canada.

18           58. Sean only recently found out he was cleared to fly on other airlines.

19           59. He was stuck in his cabin with no running water at times because of the  
20 severe cold.  
21

22           60. Defendant Airlines pressed forward with charges of assault – reduced to the  
23 highest misdemeanor possible, and as a result Sean was charged with disorderly conduct.  
24

25           61. After undersigned counsel became involved, the charges against Sean were  
26 immediately dismissed due to “no reasonable likelihood of conviction.”  
27  
28

**COUNT I – Violation of Plaintiff’s Civil Rights under 42 U.S.C. § 1983 –**  
**Unwarranted Search and Seizure of Plaintiff’s Person**  
(Defendant COP and the Officer Defendants)

62. Plaintiff re-alleges and incorporates the allegations in the foregoing Paragraphs as if fully set forth herein.

63. Sean is guaranteed important protections under the Fourth and Fourteenth Amendments to the United States Constitution.

64. The Fourth Amendment provides, in relevant part, that “[t]he right of the people to be secure in their persons, houses, papers, and effects, against unreasonable searches and seizures, shall not be violated.” This applies to actions taken by state officers under the Due Process Clause of the Fourteenth Amendment. In general, law enforcement officials may not infringe upon these rights without probable cause and/or a warrant.

65. Without provocation, permission, or justification, the Officer Defendants detained Sean, searched him, and caused him to be taken into custody, without probable cause, a warrant, or any lawful reason, amounting to an unlawful search and seizure of Sean’s person.

66. As a direct and proximate result of the above-named Defendants’ unwarranted search and seizure of his person, Sean has incurred damages in an amount to be proven at trial.

67. Defendant COP is vicariously liable under *respondeat superior* for the actions of any employee, agent, or servant acting within the scope of such employment, agency, or servitude.

**COUNT II – Violation of Plaintiff’s Civil Rights under 42 U.S.C. § 1983 – False Imprisonment**

(Defendant COP and the Officer Defendants)

68. Plaintiff re-alleges and incorporates the allegations in the foregoing Paragraphs as if fully set forth herein.

69. Sean is guaranteed important protections under the Fourth and Fourteenth Amendments to the United States Constitution.

70. The Fourth Amendment provides, in relevant part, that “[t]he right of the people to be secure in their persons, houses, papers, and effects, against unreasonable searches and seizures, shall not be violated.” This applies to actions taken by state officers under the Due Process Clause of the Fourteenth Amendment. In general, law enforcement officials may not infringe upon these rights without probable cause and/or a warrant.

71. Without provocation, permission, or justification, the Officer Defendants detained Sean and caused him to be taken into custody, without probable cause, a warrant, or any lawful reason, amounting to an unlawful seizure of Sean’s person.

72. The Defendant Officers acted intentionally to restrain Sean to an area in their control.

73. The Defendant Officers acted without lawful authority and without Sean’s consent.

74. The acts of the Defendant Officers resulted in the direct restraint of Sean’s liberty or freedom of movement, either by actual force or from Sean’s fear of force.

75. The acts of the Defendant Officers would have caused a reasonably prudent person in the same situation as Sean to believe that he was restrained.

1           76. Sean was aware of and was harmed by the restraint.

2           77. As a direct and proximate result of the above-named Defendants' false  
3 imprisonment, Sean has incurred damages in an amount to be proven at trial.

4           78. Defendant COP is vicariously liable under *respondeat superior* for the  
5 actions of any employee, agent, or servant acting within the scope of such employment,  
6 agency, or servitude.  
7

8                                   **COUNT III – Negligence/Gross Negligence**  
9                                   (All Defendants)

10           79. Plaintiff re-alleges and incorporates the allegations in the foregoing  
11 Paragraphs as if fully set forth herein.

12           80. At all relevant times, each and every Defendant had a duty to exercise  
13 ordinary care for the safety and well-being of Sean.  
14

15           81. This includes taking certain actions and refraining from other actions such  
16 that Sean's safety and well-being was preserved.  
17

18           82. Defendants breached that duty systematically and repeatedly, including by  
19 their acts and omissions set forth above, resulting in physical, financial, and other damage  
20 to Sean.

21           83. Defendant COP and Defendant Airlines are vicariously liable under  
22 *respondeat superior* for the actions of any employee, agent, or servant acting within the  
23 scope of such employment, agency, or servitude.  
24

25           84. Defendant Airlines' employees, agents, or servants breached the standard of  
26 care by falsely reporting to Defendant COP police dispatchers that Sean was physically  
27 fighting onboard, and close to, the airplane, by adding Sean to, or causing Sean to be added  
28

1 to, the “no fly list” without justification, and by pressing charges against Sean for his  
2 conduct on the plane without justification.

3  
4 85. The Officer Defendants breached the standard of care by using excessive  
5 force on Sean, by detaining him without justification, and/or by failing to intercede when  
6 their fellow officers took those actions.

7  
8 86. As a direct and proximate result of Defendants’ breach, Sean sustained  
9 physical, financial, and other damages, in an amount to be proved at trial.

10 87. Defendants’ acts and omissions set forth above also demonstrate gross and  
11 wanton negligence, in that each of them knew or had reason to know that their acts  
12 individually and collectively created an unreasonable risk of bodily harm to Sean, and a  
13 high probability that substantial harm to Sean would result.

14  
15 **COUNT IV – Assault**  
16 (All Defendants)

17 88. Plaintiff re-alleges and incorporates the allegations in the foregoing  
18 Paragraphs as if fully set forth herein.

19 89. As set forth in the foregoing Paragraphs, the Officer Defendants and  
20 employees, agents, and/or servants of Defendant Airlines acted intentionally and/or  
21 recklessly to cause Sean to apprehend an immediate harmful or offensive contact, and Sean  
22 did in fact apprehend such contact.

23  
24 90. As a direct and proximate cause of that apprehension, Sean has incurred  
25 damages, the full extent of which will be proven at trial.  
26  
27  
28

1           91. Defendant COP and Defendant Airlines are vicariously liable under  
2 *respondeat superior* for the actions of any employee, agent, or servant acting within the  
3 scope of such employment, agency, or servitude.  
4

5                                   **COUNT V – Battery**  
6                                   (All Defendants)

7           92. Plaintiff re-alleges and incorporates the allegations in the foregoing  
8 Paragraphs as if fully set forth herein.

9           93. As set forth in the foregoing Paragraphs, the Officer Defendants and  
10 employees, agents, and/or servants of Defendant Airlines intentionally and/or recklessly  
11 engaged in acts that resulted in harmful or offensive contact to Sean.  
12

13           94. As a direct and proximate cause of that contact, Sean has incurred damages,  
14 the full extent of which will be proven at trial.

15           95. Defendant COP and Defendant Airlines are vicariously liable under  
16 *respondeat superior* for the actions of any employee, agent, or servant acting within the  
17 scope of such employment, agency, or servitude.  
18

19                                   **COUNT VI - INSTIGATING OR PARTICIPATING IN FALSE ARREST AND**  
20                                   **IMPRISONMENT**  
21                                   (All Defendants)

22           96. Plaintiff incorporates the allegations in the foregoing paragraphs as though  
23 fully set forth herein.

24           97. Sean was falsely arrested and falsely imprisoned as alleged herein.

25           98. Each Defendant intentionally instigated and/or participated in the unlawful  
26 restraint of Sean by his/her/its words and acts alleged herein.

27           99. The words of acts of each Defendant directed, requested, invited or  
28 encouraged the act of false imprisonment.

1           100. Each Defendant participated in the act of false imprisonment by aiding COP  
2 and the Officer Defendants in restraining Sean.

3           101. As a direct and proximate result of each Defendant's instigation or  
4 participation in false arrest and imprisonment, Sean was sustained damages in an amount  
5 to be proven at trial.  
6

7           **COUNT VII – INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS**  
8           **(ALL DEFENDANTS)**

9           102. Plaintiff incorporates the allegations in the foregoing paragraphs as though  
10 fully set forth herein.

11           103. The conduct of each Defendant alleged herein was extreme and outrageous.

12           104. The conduct of each Defendant alleged herein was intentional in that each  
13 Defendant sought to cause Sean emotional distress.

14           105. The conduct of each Defendant alleged herein was reckless in that each  
15 Defendant was aware of and disregarded the near certainty that the conduct would result  
16 in emotional distress.

17           106. As a direct and proximate result of each Defendant's intentional infliction of  
18 emotional distress Sean sustained damages in an amount to be proven at trial.

19           **PRAYER FOR RELIEF**

20  
21           WHEREFORE, Plaintiff requests that the Court enter Judgment for Plaintiff and  
22 against Defendants as follows:

23           A. For compensatory, general, and special damages against each and every Defendant,  
24 jointly and severally, in an amount to be proven at trial;

25           B. For all other non-pecuniary damages, in an amount to be proven at trial;  
26  
27  
28

- 1 C. For punitive and exemplary damages against Defendants in an amount appropriate  
2 to punish the wrongful conduct alleged herein and to deter such conduct in the  
3 future;  
4  
5 D. For pre-and post-judgment interest to the extent provided by law;  
6  
7 E. For Plaintiff's incurred costs, including all incurred attorneys' fees and court costs,  
8 to the extent provided by law, and;  
9  
10 F. For such other and further relief as this Court may deem just and proper under the  
11 circumstances.

12 **RESPECTFULLY SUBMITTED** this 11th day of August 2023.

13 **MILLS + WOODS LAW, PLLC**

14  
15 By /s/ Sean A. Woods  
16 Sean A. Woods  
17 Robert T. Mills  
18 5055 North 12th Street, Suite 101  
19 Phoenix, Arizona 85014  
20 *Attorneys for Plaintiff*

21 **ORIGINAL** filed this 11th day of August 2023  
22 via AZTurboCourt with the Clerk of the  
23 Maricopa County Superior Court.

24  
25 /s/ Ben Dangerfield  
26  
27  
28

MILLS + WOODS LAW, PLLC  
5055 North 12th Street, Ste 101  
Phoenix, AZ 85014  
Telephone: 480.999.4556



# **Exhibit B**

Clerk of the Superior Court  
\*\*\* Electronically Filed \*\*\*  
T. Formosa, Deputy  
8/11/2023 3:14:36 PM  
Filing ID 16430282

Person/Attorney Filing: Sean A. Woods  
Mailing Address: 5055 N. 12th St. Suite 101  
City, State, Zip Code: Phoenix, AZ 85014  
Phone Number: (480)999-4556  
E-Mail Address: swoods@millsandwoods.com  
[ ] Representing Self, Without an Attorney  
(If Attorney) State Bar Number: 028930, Issuing State: AZ

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA  
IN AND FOR THE COUNTY OF MARICOPA

Sean Bennett  
Plaintiff(s),  
v.  
City of Phoenix, et al.  
Defendant(s).

Case No. CV2023-012270

**SUMMONS**

To: City of Phoenix

**WARNING: THIS AN OFFICIAL DOCUMENT FROM THE COURT THAT AFFECTS YOUR RIGHTS. READ THIS SUMMONS CAREFULLY. IF YOU DO NOT UNDERSTAND IT, CONTACT AN ATTORNEY FOR LEGAL ADVICE.**

1. A lawsuit has been filed against you. A copy of the lawsuit and other court papers were served on you with this Summons.
2. If you do not want a judgment taken against you without your input, you must file an Answer in writing with the Court, and you must pay the required filing fee. To file your Answer, take or send the papers to Clerk of the Superior Court, 201 W. Jefferson, Phoenix, Arizona 85003 or electronically file your Answer through one of Arizona's approved electronic filing systems at <http://www.azcourts.gov/efilinginformation>. Mail a copy of the Answer to the other party, the Plaintiff, at the address listed on the top of this Summons.  
Note: If you do not file electronically you will not have electronic access to the documents in this case.
3. If this Summons and the other court papers were served on you within the State of Arizona, your Answer must be filed within TWENTY (20) CALENDAR DAYS from the date of service, not counting the day of service. If this Summons and the other court papers were served on you outside the State of Arizona, your Answer must be filed within THIRTY (30) CALENDAR DAYS from the date of service, not counting the day of service.

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CITY CLERK DEPT.  
2023 OCT 22 AM 3:30  
2023 OCT 31 PM 3:17  
CITY ATTORNEY'S OFFICE

Requests for reasonable accommodation for persons with disabilities must be made to the court by parties at least 3 working days in advance of a scheduled court proceeding.

GIVEN under my hand and the Seal of the Superior Court of the State of Arizona in and for the County of MARICOPA

SIGNED AND SEALED this Date: *August 11, 2023*

*JEFF FINE*  
Clerk of Superior Court

By: *T. FORMOSA*  
Deputy Clerk



Requests for an interpreter for persons with limited English proficiency must be made to the division assigned to the case by the party needing the interpreter and/or translator or his/her counsel at least ten (10) judicial days in advance of a scheduled court proceeding.

If you would like legal advice from a lawyer, contact Lawyer Referral Service at 602-257-4434 or <https://maricopabar.org>. Sponsored by the Maricopa County Bar Association.

# Exhibit C

CLERK OF THE  
SUPERIOR COURT  
FILED  
E. GUERRERO, DEP

23 NOV -2 PM 4:22

T. Scott Legal Support Services  
Gary Steiner ID# MC 7767  
(480) 227-7297  
Tscottlegal2007@aol.com

**SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY**

In re the matter of:

SEAN BENNETT,

Plaintiff(s),

v.

CITY OF PHOENIX, et al.,

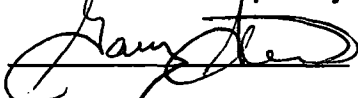
Defendant(s).

Case No: CV2023-012270

**CERTIFICATE OF SERVICE**

1. I, Gary Steiner, swear that I am currently registered as a Private Process Server pursuant to Rule 4(c) of the Arizona Rules of Civil Procedure. I further swear that on October 31, 2023, I received; Summons, Plaintiff's Complaint and a Certificate Of Compulsory Arbitration from The Plaintiff(s).
2. I then proceeded to successfully serve the above described documents on Joel Cottrell at the Phoenix Police Airport Division, 2908 E Sky Harbor Blvd., Phoenix, Arizona on November 2, 2023 at approximately 12:40 pm. I verified Sgt. Martin Nickel, who verified with his superior, Lt. Abernathy, could accept service for his officer and served him.
3. This is considered to be personal service.
4. The fee I charged for this service was \$85.

**I declare under the penalty of perjury that the foregoing is true and correct**

  
Gary Steiner

11/2/23  
Date

# Exhibit D

CLERK OF THE  
SUPERIOR COURT  
FILED  
E. GUERRERO, DEP

23 NOV -2 PM 4:22

T. Scott Legal Support Services  
Gary Steiner ID# MC 7767  
(480) 227-7297  
Tscottlegal2007@aol.com

**SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY**

In re the matter of:

SEAN BENNETT,

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CITY OF PHOENIX, et al.,

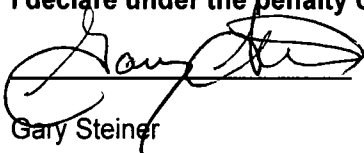
Defendant(s).

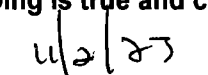
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3. This is considered to be personal service.
4. The fee I charged for this service was \$25.

**I declare under the penalty of perjury that the foregoing is true and correct**

  
Gary Steiner

  
Date

# **Exhibit E**



CLERK OF THE  
SUPERIOR COURT  
FILED  
E. GUERRERO, DEP

23 NOV -2 PM 4:22

T. Scott Legal Support Services  
Gary Steiner ID# MC 7767  
(480) 227-7297  
Tscottlegal2007@aol.com

**SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY**

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**CERTIFICATE OF SERVICE**

1. I, Gary Steiner, swear that I am currently registered as a Private Process Server pursuant to Rule 4(c) of the Arizona Rules of Civil Procedure. I further swear that on October 31, 2023, I received; Summons, Plaintiff's Complaint and a Certificate Of Compulsory Arbitration from The Plaintiff(s).
2. I then proceeded to successfully serve the above described documents on Rudolfo Peru at the Phoenix Police Airport Division, 2908 E Sky Harbor Blvd., Phoenix, Arizona on November 2, 2023 at approximately 12:40 pm. I verified Sgt. Martin Nickel, who verified with his superior, Lt. Abernathy, that he could accept service for his officer and served him.
3. This is considered to be personal service.
4. The fee I charged for this service was \$25.

**I declare under the penalty of perjury that the foregoing is true and correct**

Gary Steiner

11/2/23  
Date

# Exhibit F

CLERK OF THE  
SUPERIOR COURT  
FILED  
E. GUERRERO, DEP

23 NOV -2 PM 4: 22

T. Scott Legal Support Services  
Gary Steiner ID# MC 7767  
(480) 227-7297  
Tscottlegal2007@aol.com

**SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY**

In re the matter of:

SEAN BENNETT,

Plaintiff(s),

v.

CITY OF PHOENIX, et al.,

Defendant(s).

Case No: CV2023-012270

**CERTIFICATE OF SERVICE**

1. I, Gary Steiner, swear that I am currently registered as a Private Process Server pursuant to Rule 4(c) of the Arizona Rules of Civil Procedure. I further swear that on October 31, 2023, I received; Summons, Plaintiff's Complaint and a Certificate Of Compulsory Arbitration from The Plaintiff(s).
2. I then proceeded to successfully serve the above described documents on Sergeant Hogan at the Phoenix Police Airport Division, 2908 E Sky Harbor Blvd., Phoenix, Arizona on November 2, 2023 at approximately 12:40 pm. I verified Sgt. Martin Nickel, who verified with his superior, Lt. Abernathy, that he could accept service for his officer and served him.
3. This is considered to be personal service.
4. The fee I charged for this service was \$25.

**I declare under the penalty of perjury that the foregoing is true and correct**

  
Gary Steiner

11/2/23  
Date

# Exhibit G

1 Ryan J. McCarthy, Bar #020571  
Brian J. Ripple, Bar #033997  
2 Justin M. Ackerman, Bar #030726  
Arcangelo S. Cella, Bar #037176  
3 JONES, SKELTON & HOCHULI P.L.C.  
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4 Phoenix, Arizona 85004  
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6 bripple@jshfirm.com  
minuteentries@jshfirm.com

7 Attorneys for Defendants City of Phoenix, Joel  
8 Cottrell, Todd Blanc, Rudolfo Peru and Ryan  
9 Hogan

10 **SUPERIOR COURT OF THE STATE OF ARIZONA**  
11 **COUNTY OF MARICOPA**

12 SEAN BENNETT, an individual,

13 Plaintiff,

14 v.

15 CITY OF PHOENIX; a governmental entity;  
AMERICAN AIRLINES, INC., a foreign  
16 corporation; OFFICER JOEL COTTRELL and  
JANE DOE COTTRELL, a married couple;  
17 OFFICER BENJAMIN DENHAM and JANE  
DOE DENHAM, a married couple; OFFICER  
18 TODD BLANC and JANE DOE BLANC, a  
married couple; OFFICER PERU and JANE  
19 DOE PERU; a married couple; SERGEANT  
HOGAN and JANE DOE HOGAN, a married  
20 couple,

21 Defendants.

NO. CV2023-012270

**NOTICE OF REMOVAL**

(Assigned to the Honorable Scott Blaney)

1 TO: Clerk of Court  
2 Superior Court of Arizona – Maricopa County

3 Please take notice that Defendants City of Phoenix, Joel Cottrell, Todd Blanc, Rudolfo  
4 Peru, and Ryan Hogan<sup>1</sup> are contemporaneously filing on this date a Notice of Removal to the United  
5 States District Court for the District of Arizona. A copy of said Notice is attached hereto as  
6 Exhibit “A” (without the exhibits).

7 DATED this 20<sup>th</sup> day of November, 2023.

8 JONES, SKELTON & HOCHULI P.L.C.

9 By /s/ Ryan J. McCarthy

10 Ryan J. McCarthy  
11 Brian J. Ripple  
12 Justin M. Ackerman  
13 Arcangelo S. Cella  
14 40 N. Central Avenue, Suite 2700  
Phoenix, Arizona 85004  
Attorneys for Defendants City of Phoenix, Joel  
Cottrell, Todd Blanc, Rudolfo Peru and Ryan Hogan

15 ORIGINAL of the foregoing electronically filed  
16 this 20<sup>th</sup> day of November, 2023.

17 COPY of the foregoing mailed/e-mailed  
18 this 20<sup>th</sup> day of November, 2023, to:

19 Sean A. Woods  
20 Robert T. Mills  
21 Mills & Woods Law, PLLC  
5055 North 12th Street, Suite 101  
Phoenix, Arizona 85014  
Attorneys for Plaintiff

22 /s/ Mary Creed

23  
24  
25 <sup>1</sup> On information and belief, the fifth officer that Plaintiff names as a defendant, Benjamin Denham, is deceased.